

PATENT Docket No. 300622009100

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV336627926US

Date of Deposit: January 6, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Tia B. Zmmerman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

C. Richard HUTCHINSON et al.

Serial No.:

10/611,442

Filing Date:

June 30, 2003

For:

RECOMBINANT GENES FOR

POLYKETIDE MODIFYING ENZYMES

Examiner: Not Yet Assigned

Group Art Unit: 1645

STATEMENT TO SUPPORT FILING AND SUBMISSION IN ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts, with respect to the compliance with the requirements of 37 C.F.R. § 1.821(c) and (e), mailed on November 6, 2003, the undersigned hereby states that the content of the attached papers and the computer readable copy of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same. The submission includes no new matter.

Applicants request consideration and entry of the Sequence Listing paper copy and computer readable copy. Pursuant to 37 C.F.R. 1.77, please enter the paper copy of the Sequence Listing after the Abstract.

In the unlikely event that the Patent Office determines that an extension and/or other relief is required as a result of this statement, Applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due to our **Deposit account no. 03-1952** referencing docket no. 300622009100. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: January 6, 2004

By:

Eric Witt

Registration No. 44,408

Respectfully submitted,

Morrison & Foerster LLP 755 Page Mill Road Palo Alto, CA 94304

Telephone: (650) 813-5755 Facsimile: (650) 494-0792